

BREDHOFF & KAISER, P.L.L.C.

Bruce R. Lerner
Andrew D. Roth
Douglas L. Greenfield
Roger Pollak
Anne Ronnel Mayerson
Leon Dayan
Devki K. Virk
Robert Alexander
Matthew Clash-Drexler
Abigail V. Carter
Joshua B. Shiffrin
Jenifer A. Cromwell
Ramya Ravindran
Jacob Karabell
Caitlin Kekacs

Attorneys & Counselors
805 Fifteenth Street NW – Suite 1000
Washington, D.C. 20005
(202) 842-2600 TEL
(202) 842-1888 FAX
www.bredhoff.com

Elliot Bredhoff
(1921 – 2004)
Henry Kaiser
(1911 - 1989)

Adam Bellotti
Joshua A. Segal
Elisabeth Oppenheimer
Georgina C. Yeomans
April H. Pullium
Dana M. Krohn

Richard F. Griffin, Jr.
Kathleen Keller
Philip C. Andonian
Deva A. Kyle
Of Counsel

Robert M. Weinberg
Julia Penny Clark
Jeffrey R. Freund
Jeremiah A. Collins
Mady Gilson
John M. West
Senior Counsel

June 10, 2020

VIA ECF Only

The Honorable George B. Daniels
U.S. District Court for the Southern
District of New York
500 Pearl Street, Room 1310
New York, NY 10007

**Re: Defendant's Motion To Dismiss in *Solomon v. AFSCME*
District Council 37, No. 1:19-cv-06823-GBD**

Dear Judge Daniels:

I represent Defendant AFSCME District Council 37 in the above-referenced case. I write to inform the Court that, in light of Plaintiff's acknowledgment that the Second Circuit's decision in *Wholean v. CSEA SEIU Local 2001*, 955 F.3d 332 (2d Cir. 2020)—in which the appellants' petition for rehearing *en banc* was denied on June 9—requires this Court to grant Defendant's motion to dismiss, Defendant will not be filing a reply brief in support of its motion.

Respectfully submitted,

/s/ Jacob Karabell
Counsel for Defendant AFSCME
District Council 37

CC: All counsel of record (via ECF)